HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE SHRI SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 2195 of 2007

PETITIONER : 1. **Ashok Kumar Sahu** S/o Shri Bhukhan Lal Sahu Age about 48 years, Asstt. Teacher, Govt. Primary School, Chorbhatthy, Block – Arang, Distt. – Raipur (C.G.)

2. **Dhalendra Kumar Sonkar** S/o Shri Shital Prasad Sonkar Age about 44 years, Asstt. Teacher, Govt. Primary School, Hardidih, Block – Arang, Distt. – Raipur (C.G.)

3. **Dew Singh Banjare** S/o Shri Pram Lal Banjare, Age about 45 years, Asstt. Teacher, Govt. Primary School, Gulloo, Block-Arang, Distt. – Raipur (C.G.)

4. **Smt. Dhan Bai Gilhare** W/o Shri Jawahar Lal Gilhare Age about 50 years, Asstt. Teacher, R/o. – Village & Post – Mandir Hasoud, Block – Arang, Distt. – Raipur (C.G.)

5. **Smt. Pramwati Singh** W/o Shri Narendra Singh Age about 45 years, Asstt. Teacher, Govt. Primary Girls School, Mandir Hasoud, Block – Arang, Distt. – Rapur (C.G.)

6. **Prahallad Ray** S/o Shri Banshidhar Ray Age about 50 years, Asstt. Teacher, Govt. Primary School, Godhi, Block – Arang, Distt. – Raipur (C.G.)

7. **Uttam Das Jogi** S/o Shri Dukalaha Ram Jogi Age about 39 years, Asstt. Teacher, R/o. – Village & Post – Mandir Hasoud, Block – Arang, Distt. – Raipur (C.G.)

8. **Narsingh Das Manikpuri** S/o Shri Ganesh Das Manikpuri Age about 41 years, Asstt. Teacher, Govt. Primary School, Munrethi, Block – Arang,

Distt. – Raipur (C.G.)

9. **Hriday Lal Jangdhay** S/o Shri Mulchand Jangdhay Age about 52 years, Asstt. Teacher, Govt. Primary School, Khuteri, Block – Arang, Distt. – Raipur (C.G.)
10. **Smt. Amar Bai Ratre** W/o Shri Jeewan Lal Ratre Age about 45 years, Asstt. Teacher, Govt. Primary School, Bhansoj, Block-Arang, Distt. – Raipur (C.G.)
11. **Laxman Ram Verma** S/o Shri Uday Ram Verma Age about 40 years, Asstt. Techer, Govt. Primary School, Kurud, Block-Arang, Distt.-Raipur (C.G.)
12. **Neharu Kumar Chandrakar** S/o Late Shri Onkar Prasad Chandrakar Age about 47 years, Asstt. Teacher, Govt. Boys Primary School, Mandir Hasoud, Block-Arang, Distt. – Raipur (C.G.)

VERSUS

RESPONDENTS : 1. **State Govt. of Chhattisgarh** Through: Secretary, School Education Department Ministry, D.K.S. Bhavan, Raipur (C.G.)
2. **District Education Officer** Raipur (C.G.)

Present: Shri Ajay Shrivastava, Advocate for the petitioner.
Shri Vinay Pandey, Panel Lawyer for the State / respondents.

ORDER

(Passed on 10th of April, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II)**

MPJR-CG 96}, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) (Supra).

3. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioners have acquired D.Ed./B.Ed Examination Certificate on their own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit